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Attorneys for Defendants
CITY AND COUNTY OF SAN FRANCISCO,
PAUL MIYAMOTO IN HIS OFFICIAL CAPACITY AS
SAN FRANCISCO SHERIFF,

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

JOSHUA SIMON, DAVID BARBER, AND
JOSUE BONILLA, INDIVIDUALLY AND
ON BEHALF OF ALL OTHERS
SIMILARLY SITUATED, DIANA BLOCK,
AN INDIVIDUAL AND COMMUNITY
RESOURCE INITIATIVE, AN
ORGANIZATION,

Plaintiffs,

vs.

CITY AND COUNTY OF SAN
FRANCISCO, PAUL MIYAMOTO, IN HIS
OFFICIAL CAPACITY AS SAN
FRANCISCO SHERIFF,

Defendants.

Case No. 22-cv-05541-JST

**DECLARATION OF ALEXANDER J.
HOLTZMAN IN SUPPORT OF SAN
FRANCISCO AND SHERIFF PAUL
MIYAMOTO'S REQUEST FOR JUDICIAL
NOTICE**

Judge: Honorable Jon S. Tigar
Courtroom: Courtroom 6, 2nd Floor
Hearing Date: January 19, 2023
Time: 2:00 p.m.

Trial Date: Not Set

1 I, Alexander J. Holtzman, hereby declare and state as follows:

2 1. I am a Deputy City Attorney at the Office of the San Francisco City Attorney and am
3 counsel to Defendants the City and County of San Francisco and Sheriff Paul Miyamoto in this matter.
4 I make this declaration in support of Defendants' Request for Judicial Notice in Support of Their
5 Motion to Dismiss ("Request for Judicial Notice"). I make this declaration based on personal
6 knowledge and belief. If called to testify as to the matters set forth in this declaration, I could and
7 would competently testify to the facts stated herein.

8 2. Attached as **Exhibit A** to the Request for Judicial Notice are computer printouts from
9 the Superior Court of California, County of San Francisco website of charges in criminal cases against
10 Plaintiffs Joshua Simon, David Barber, and Josue Bonilla. I updated these printouts from the court's
11 Criminal Case Index at <https://webapps.sftc.org/crimindex/crimindex.dll> on October 16, 2022.

12 3. Attached as **Exhibit B** to the Request for Judicial Notice is a true and accurate copy of
13 Minutes of Hearing dated August 13, 2021, in *People v. David Michael Barber*, S.F. Super. Ct. Case
14 No. CRI-21007774, including additional highlighting.

15 4. Attached as **Exhibit C** to the Request for Judicial Notice is a true and accurate copy of
16 Minutes of Hearing dated March 16, 2022, in *People v. David Michael Barber*, S.F. Super. Ct. Case
17 No. CRI-21007774.

18 5. Attached as **Exhibit D** to the Request for Judicial Notice is a true and accurate copy of
19 a Minute Order dated August 24, 2022, in *People v. David Michael Barber*, S.F. Super. Ct. Case No.
20 CRI-21007774.

21 I declare under penalty of perjury that the foregoing is true and correct. Executed this 17th day
22 of October 2022 in San Francisco, California.

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24 /s/ Alexander J. Holtzman
25 ALEXANDER J. HOLTZMAN
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